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308 #9  
PATENT  
Attorney Docket No.: HUV-039.01  
(19787-3901)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Lieber et al.

Serial No: 09/966,812

Filed: September 28, 2001

Title: Direct Growth of Nanotubes, and their Use in  
Nanotweezers

Group Art Unit: 1754

Examiner: To Be Assigned

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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT BASED ON  
INTERNATIONAL SEARCH REPORT IN A RELATED PCT APPLICATION

Sir:

In compliance with the requirements of 37 C.F.R. 1.56, submitted herewith on Form PTO-1449 is a list of publications identified in an International Search Report in a related PCT application; a copy of each publication is being submitted herewith. Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached Form 1449.

This submission does not represent that a search has been made or that no better art exists. Nor does it constitute an admission that the listed documents are material or constitute "prior art." If the Examiner applies the cited documents as prior art against any claim in the


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application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of said document. Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the cited references be applied against the claims of the present application.

This Information Disclosure Statement is being filed within three months of the mailing date of the International Search Report; therefore, no fee is believed to be due in connection with the filing of this disclosure. However, the Commissioner is authorized to credit any overpayment or charge any deficiencies to/from our Deposit Account, No. 06-1448.

Respectfully submitted,

FOLEY, HOAG & ELIOT, LLP

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